

By: Ryan Guillen

H .B. No. 518

A BILL TO BE ENTITLED
AN ACT

relating to the evaluation of colonias in this state

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subchapter I, Chapter 487, Government Code, is amended by adding Section 487.354 to read as follows:

Sec. 487.354. EVALUATION OF COLONIAS.

- (a) In this section, "colonia" means any identifiable unincorporated community, or an identifiable community annexed by a municipality per Section 43.907(b) Local Government Code, that:
 - (1) is determined by existing rules of the state agency being applied to for a grant or loan or other assistance as a "colonia" or as an "economically depressed area"
 - (2) is determined by an agency being applied to for a grant or loan to be a colonia on the basis of objective criteria, including lack of potable water supply, lack of adequate sewage systems, and lack of decent, safe, and sanitary housing.
- (b) As part of the application process for the Community Development Block Grant, Colonia Construction Fund or other grants or loans an agency shall require each applicant to submit to the agency a properly completed form as specified in SECTION 2. No application shall be considered for funding by the office without the completed form. The agency shall not be required to verify the accuracy of the information on the form provided by the applicant. The form shall include the following criteria:
 - (1) potable water and sewage systems;
 - (2) roads and public transportation;
 - (3) housing;

- (4) engineering and design considerations; and
(5) other factors, as determined by the agency.

SECTION 2. The Form shall include the following:

WATER:

Is potable water available in the colonia? YES NO

If YES, what percentage of homes have potable water service?

a) 0-25% b) 26-50% c) 51-75% d) 76-100%

WASTEWATER:

Is wastewater disposal available in the colonia? YES NO

If YES, what percentage of homes have an adequate legal sewer disposal system?

a) 0-25% b) 26-50% c) 51-75% d) 76-100%

TRASH:

Is trash collection available in the colonia? YES NO

If YES, what percentage of homes have a legal solid waste disposal service?

a) 0-25% b) 26-50% c) 51-75% d) 76-100%

ACCESS TO HEALTHCARE

Is there a hospital in your county? YES NO

If YES, the name of the hospital is _____

The nearest hospital is _____ miles away.

Is there an emergency clinic/rural clinic/federally qualified health center in your county?

If YES, the nearest clinic/health center is _____ miles away.

If YES, what type of clinic/health center is available? _____

Are emergency medical services available in your area? YES NO

TRANSPORTATION:

Are the streets and roads passable in all weather conditions? YES NO

| | | |
|--|-----------|-----------|
| Is the area accessible by emergency vehicles? | YES | NO |
| Are streets and roads paved? | YES | NO |
| If YES, what percentage of street and roads are paved? | | |
| a) 0-25% | b) 26-50% | c) 51-75% |
| d) 76-100% | | |

HOUSING:

What percentage of homes in the colonia appear to be in need of housing rehabilitation or reconstruction?

| | | | |
|----------|-----------|-----------|------------|
| a) 0-25% | b) 26-50% | c) 51-75% | d) 76-100% |
|----------|-----------|-----------|------------|

COMMUNICATIONS:

| | | |
|--|-----|----|
| Are telephone services (cellular or land based) available? | YES | NO |
|--|-----|----|

PLATTING:

| | | |
|-------------------------------|-----|----|
| Has the colonia been platted? | YES | NO |
|-------------------------------|-----|----|

ENGINEERING:

What is the approximate cost per connection or housing unit for the project?

GENERAL:

Please explain the selection of this particular colonia(s). Include all aspects that identify the rationale for this colonia being selected.

| SECTION 3. A score for the evaluation shall be computed as follows: | | | | | Max |
|---|---------------|---------------|----------|------|-----|
| WATER | a-2.5 | b-5 | c-7.5 | d-10 | 10 |
| WASTEWATER | a-2.5 | b-5 | c-7.5 | d-10 | 10 |
| TRASH | a-2.5 | b-5 | c-7.5 | d-10 | 10 |
| ACCESS TO HEALTHCARE | a. Yes 3 No 0 | b. Yes 3 No 0 | c. Yes 4 | No 0 | 10 |
| TRANSPORTATION A&B | a. Yes 2 | No 0 | b. Yes 2 | No 0 | 4 |
| TRANSPORTATION C | a-1.5 | b-3 | c-4.5 | d-6 | 6 |

| | | | | | |
|----------------|----------------------|-----|-------|------|----|
| HOUSING | a-2.5 | b-5 | c-7.5 | d-10 | 10 |
| COMMUNICATIONS | a. Yes 10 | | No 0 | | 10 |
| PLATTING | a. Yes 10 | | No 0 | | 10 |
| | TOTAL POSSIBLE SCORE | | | | 80 |

SECTION 4. This act takes effect September 1, 2005.

for chief clerk use only

Bill or Resolution Number:

HB518

JOINT AUTHOR AUTHORIZATION

As primary author of HB518 I hereby authorize the following joint author(s):
(bill or resolution #)

JUAN M. ESCOBAR
printed name of joint author #1

Juan M. Escobar
signature of joint author #1

03/10/05

printed name of joint author #2

signature of joint author #2

printed name of joint author #3

signature of joint author #3

printed name of joint author #4

signature of joint author #4

RPN Guillen
signature of primary author

3/10/05
date

H.B. No. 519

By Ryan Guitlen

A BILL TO BE ENTITLED
AN ACT

relating to the evaluation of colonias in this state.

JAN 21 2005
FEB 07 2005

Filed with the Chief Clerk

Read first time and referred to Committee on Border and International Affairs

Reported favorably (as amended)
(as substituted)

Sent to Committee on (Calendars)
(Local & Consent Calendars)

Read second time (comm. subst.) (amended); passed to third reading (failed) by a (non-record vote)
(record vote of yeas, nays, present, not voting)

Constitutional rule requiring bills to be read on three several days suspended (failed to suspend)
by a vote of yeas, nays, present, not voting

Read third time (amended); finally passed (failed to pass) by a (non-record vote)
(record vote of yeas, nays, present, not voting)

Engrossed

Sent to Senate

CHIEF CLERK OF THE HOUSE

OTHER HOUSE ACTION:

Received from the House

Read and referred to Committee on _____

Reported favorably _____

Reported adversely, with favorable Committee Substitute; Committee Substitute read first time

Ordered not printed

Laid before the Senate

Senate and Constitutional Rules to permit consideration suspended by (unanimous consent)
(_____ yeas, _____ nays)

Read second time, _____, and passed to third reading by (unanimous consent)
(a viva voce vote)
(_____ yeas, _____ nays)

Senate and Constitutional 3 Day Rules suspended by a vote of _____ yeas, _____ nays

Read third time, _____, and passed by (a viva voce vote)
(_____ yeas, _____ nays)

Returned to the House _____

SECRETARY OF THE SENATE

OTHER SENATE ACTION:

_____ Returned from the Senate (as substituted)
(with amendments)

_____ House concurred in Senate amendments by a (non-record vote)
(record vote of _____ yeas, _____ nays, _____ present, not voting)

_____ House refused to concur in Senate amendments and requested the appointment of a conference committee
by a (non-record vote) (record vote of _____ yeas, _____ nays, _____ present, not voting)

_____ House conferees appointed: _____, Chair; _____,
_____, _____, _____

_____ Senate granted House request. Senate conferees appointed: _____, Chair;
_____, _____, _____

_____ Conference committee report adopted (rejected) by the House by a (non-record vote)
(record vote of _____ yeas, _____ nays, _____ present, not voting)

_____ Conference committee report adopted (rejected) by the Senate by a (viva voce vote)
(record vote of _____ yeas, _____ nays)